
SENATE BILL No. 309

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-18-2; IC 20-30-5-13.

Synopsis: Medically accurate information. Requires instruction in accredited schools on human sexuality or sexually transmitted diseases to be based on information that is factual, medically accurate, and age appropriate.

Effective: July 1, 2009.

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January 7, 2009, read first time and referred to Committee on Education and Career Development.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 309

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-18-2-4.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: **Sec. 4.5. "Factual" information includes, but is not limited**
4 **to, statements that:**

5 (1) **are contained in medical, psychological, scientific, or**
6 **sociologic literature;**

7 (2) **are based on empirical, statistical, or scientific methods;**
8 **and**

9 (3) **are generally accepted as accurate and objective by the**
10 **leading organizations in the fields referred to in subdivision**
11 **(1) to which the information relates.**

12 SECTION 2. IC 20-18-2-11.5 IS ADDED TO THE INDIANA
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2009]: **Sec. 11.5. "Medically accurate"**
15 **information means information that is:**

16 (1) **supported by the weight of research conducted in**
17 **compliance with accepted scientific methods; and**



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(2) recognized as accurate and objective by leading professional organizations and agencies with relevant expertise in the medical field to which the information relates.

SECTION 3. IC 20-30-5-13, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 13. **(a)** Throughout instruction on human sexuality or sexually transmitted diseases, an accredited school shall:

(1) require a teacher to teach abstinence from sexual activity outside of marriage as the expected standard for all school age children;

(2) include in the instruction that abstinence from sexual activity is the only certain way to avoid out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health problems; ~~and~~

(3) include in the instruction that the best way to avoid sexually transmitted diseases and other associated health problems is to establish a mutually faithful monogamous relationship in the context of marriage; **and**

(4) include information about sexually transmitted diseases, including human immunodeficiency virus (HIV) and acquired immune deficiency syndrome (AIDS).

(b) Instruction on human sexuality or sexually transmitted diseases required by subsection (a)(4) must be based on information that is:

(1) factual;

(2) medically accurate; and

(3) age appropriate.

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